

Patent Appeal Center Return

Application Number: 10/620,048

Date: 01/12/2010

Examiner: GERALD SMARTH

GAU: 2446

The following deficiencies have been identified in the Examiner's Answer mailed 12/23/2009.

The case will remain on your docket until ALL issues have been resolved.

Appeal Document(s) that caused this Return – *Check at least one Document type:*

- ☐ IDS not considered
- ☐ Reference(s) do not appear on the 892/1449 form
- ☐ Amendments not entered/considered
- ☐ Reply Brief not considered
- ☐ Appeal Brief not considered
- ☐ Appeal Brief claims not consistent w/ last entered amendment
- ☐ Reference not scanned into IFW
- ☐ Grounds of Rejection not consistent with last office action
- ☐ Improper use of form paragraph
- ☐ No Appeal Conference Held
- ☐ Appeal Brief/Office action date is incorrect on Examiner's Answer coversheet
- ☐ Petition not considered.
- ☐ Other

One or more of the following items are missing:

- ☐ Translation
- ☐ Affidavits
- ☐ Declaration
- ☐ Artifacts
- ☒ Reference from Evidence Relied Upon section /G.S./
- ☐ Conference Initials (three)
- ☐ Headings w/ text
- ☐ New Ground of Rejection - TC Director signature needed
- ☐ Other

When the correction has been made, please create an eDan message for the **"AppealSpecial Processing"** mailbox with **"COMPLETE"** in the text. The status of the file will be updated by Patent Appeal Center Supervisor.

Heading # 8 must list all patents (Flanagan) cited in the ground of rejection, can be done on a PTO-90c--x21644

/TRACEY M. YOUNG/

/G.S./

01/26/2010